

Docket No. 216-028A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Katsir et al.

Serial No.: 09/745,347

Group Art Unit: 1762

Filed: December 21, 2000

Examiner: Talbot, Brian K.

For: **METHOD FOR PRODUCING HIGH SURFACE AREA FOIL
ELECTRODES**

New York, New York 10036
September 19, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

Sir:

REMARKS

This will acknowledge the brief telephone interview with Examiner Talbot on September 8, 2003 where the outstanding Office Action and the cited prior art were discussed. No agreement was reached with regard to the allowance of any claim and the Examiner was informed that a written response to the Office Action would be filed.

The Office Action of March 27, 2003 has been carefully studied by Applicants, and this response is intended to be fully responsive to all points of rejection set forth the outstanding Office Action and is believed to place the Application in condition for allowance. Reconsideration by the Examiner and allowance of the application are respectfully requested.

Claim Rejections – 35 U.S.C. §112, second paragraph

It has been stated in the Official Action that the phrase "fractal-like" in claim 1 renders the claims indefinite, and their scope unascertainable. In response, it is pointed out that "fractal-like" is a term of art, and occurs in many U.S. and other Patents, see e.g. U.S. 5848198 (claims 8 and 9 and throughout the specification), U.S. 5571158 (in the field of the present invention), WO 0107497 (fractal-like structures in